

PCT REQUEST

Original (for SUBMISSION) Rec'd PCT/PTO 03 JUN 2005

10/537705

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| 0 | For receiving Office use only | |
| 0-1 | International Application No. | PCT/CA 2005/000241 |
| 0-2 | International Filing Date | 22 FEBRUARY 2005 22.02.05 |
| 0-3 | Name of receiving Office and "PCT International Application" | RO/CA |
| 0-4 | Form PCT/RO/101 PCT Request | |
| 0-4-1 | Prepared Using | PCT-SAFE [EASY mode] Version 3.50 (Build 0002.163) |
| 0-5 | Petition | |
| | The undersigned requests that the present international application be processed according to the Patent Cooperation Treaty | |
| 0-6 | Receiving Office (specified by the applicant) | Canadian Patent Office (RO/CA) |
| 0-7 | Applicant's or agent's file reference | 93422-51 |
| I | Title of Invention | DETERMINING OPERATIONAL STATUS OF A MOBILE DEVICE CAPABLE OF EXECUTING SERVER-SIDE APPLICATIONS |
| II | Applicant | |
| II-1 | This person is | applicant only |
| II-2 | Applicant for | all designated States except US |
| II-4 | Name | NEXTAIR CORPORATION |
| II-5 | Address | 295 Phillip Street Waterloo, Ontario N2L 3W8 Canada |
| II-6 | State of nationality | CA |
| II-7 | State of residence | CA |
| II-8 | Telephone No. | 519-888-7465 |
| II-9 | Facsimile No. | 519-888-1975 |
| III-1 | Applicant and/or Inventor | |
| III-1-1 | This person is | applicant and inventor |
| III-1-2 | Applicant for | US only |
| III-1-4 | Name (LAST, First) | NEIL, Tim |
| III-1-5 | Address | 5807 Raftsmans Cove Mississauga, Ontario L5M 7H2 Canada |
| III-1-6 | State of nationality | CA |
| III-1-7 | State of residence | CA |

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| | | |
|---------|---|--|
| III-2 | Applicant and/or inventor | |
| III-2-1 | This person is | applicant and inventor |
| III-2-2 | Applicant for | US only |
| III-2-4 | Name (LAST, First) | NEIL, Scott |
| III-2-5 | Address | #2603-373 Front Street West Toronto, Ontario M5V 3R7 Canada |
| III-2-6 | State of nationality | CA |
| III-2-7 | State of residence | CA |
| III-3 | Applicant and/or Inventor | |
| III-3-1 | This person is | applicant and inventor |
| III-3-2 | Applicant for | US only |
| III-3-4 | Name (LAST, First) | GRENIER, Steve |
| III-3-5 | Address | 43 Standish Street Georgetown, Ontario L7G 5V7 Canada |
| III-3-6 | State of nationality | CA |
| III-3-7 | State of residence | CA |
| III-4 | Applicant and/or Inventor | |
| III-4-1 | This person is | applicant and inventor |
| III-4-2 | Applicant for | US only |
| III-4-4 | Name (LAST, First) | CHALMERS, Paul |
| III-4-5 | Address | 520 Vandernoot Avenue Windsor, Ontario N9J 3P6 Canada |
| III-4-6 | State of nationality | CA |
| III-4-7 | State of residence | CA |
| IV-1 | Agent or common representative; or address for correspondence | agent |
| | The person identified below is hereby/ has been appointed to act on behalf of the applicant(s) before the competent International Authorities as: | |
| IV-1-1 | Name | SMART & BIGGAR |
| IV-1-2 | Address | ATTN: ZISCHKA, Matthew 438 University Avenue Suite 1500, Box 111 Toronto, Ontario M5G 2K8 Canada |
| IV-1-3 | Telephone No. | 416 593-5514 |
| IV-1-4 | Facsimile No. | 416-591-1690 |
| IV-1-5 | e-mail | toronto@smart-biggar.ca |

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| V | DESIGNATIONS | | |
|--------|--|---------------------------------|-----------------------------|
| V-1 | The filing of this request constitutes under Rule 4.9(a), the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents. | | |
| VI-1 | Priority Claim | NONE | |
| VII-1 | International Searching Authority Chosen | Canadian Patent Office (ISA/CA) | |
| VIII | Declarations | Number of declarations | |
| VIII-1 | Declaration as to the identity of the inventor | - | |
| VIII-2 | Declaration as to the applicant's entitlement, as at the international filing date, to apply for and be granted a patent | - | |
| VIII-3 | Declaration as to the applicant's entitlement, as at the international filing date, to claim the priority of the earlier application | - | |
| VIII-4 | Declaration of inventorship (only for the purposes of the designation of the United States of America) | - | |
| VIII-5 | Declaration as to non-prejudicial disclosures or exceptions to lack of novelty | - | |
| IX | Check list | number of sheets | electronic file(s) attached |
| IX-1 | Request (including declaration sheets) | 4 | ✓ |
| IX-2 | Description | 30 | - |
| IX-3 | Claims | 4 | - |
| IX-4 | Abstract | 1 | ✓ |
| IX-5 | Drawings | 84 | - |
| IX-7 | TOTAL | 123 | |
| IX-8 | Accompanying Items | paper document(s) attached | electronic file(s) attached |
| IX-17 | Fee calculation sheet | ✓ | - |
| IX-17 | PCT-SAFE physical media | - | ✓ |
| IX-19 | Figure of the drawings which should accompany the abstract | 1 | |
| IX-20 | Language of filing of the International application | English | |

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|-------|--|---------------------------|
| X-1 | Signature of applicant, agent or common representative | <i>Smart & Biggar</i> |
| X-1-1 | Name | SMART & BIGGAR |
| X-1-2 | Name of signatory | ZISCHKA, Matthew |
| X-1-3 | Capacity | Agent |

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| 10-1 | Date of actual receipt of the purported international application | 22 FEBRUARY 2005 22.02.05 |
| 10-2 | Drawings: | ✓ |
| 10-2-1 | Received | |
| 10-2-2 | Not received | |
| 10-3 | Corrected date of actual receipt due to later but timely received papers or drawings completing the purported International application | |
| 10-4 | Date of timely receipt of the required corrections under PCT Article 11(2) | |
| 10-5 | International Searching Authority | ISA/CA |
| 10-6 | Transmittal of search copy delayed until search fee is paid | ✓ |

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| 11-1 | Date of receipt of the record copy by the International Bureau | |
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PCT (ANNEX - FEE CALCULATION SHEET)

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(This sheet is not part of and does not count as a sheet of the international application)

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| 0 | For receiving Office use only | | |
| 0-1 | International Application No. | PCT/CA 2005/000241 | |
| 0-2 | Date stamp of the receiving Office | 22 FEBRUARY 2005 22.02.05 | |
| 0-4 | Form PCT/RO/101 (Annex) PCT Fee Calculation Sheet | | |
| 0-4-1 | Prepared Using | PCT-SAFE [EASY mode] Version 3.50 (Build 0002.163) | |
| 0-9 | Applicant's or agent's file reference | 93422-51 | |
| 2 | Applicant | NEXTAIR CORPORATION ET AL | |
| 12 | Calculation of prescribed fees | fee amount/multiplier | Total amounts (CAD) |
| 12-1 | Transmittal fee | T | 300 |
| 12-2-1 | Search fee | S | 1600 |
| 12-2-2 | International search to be carried out by | CA | |
| 12-3 | International filing fee (first 30 sheets) | I1 | 1489 |
| 12-4 | Remaining sheets | 93 | |
| 12-5 | Additional amount (X) | 16 | |
| 12-6 | Total additional amount | I2 | 1488 |
| 12-7 | I1 + I2 = | I | 2977 |
| 12-12 | EASY Filing reduction | R | -106 |
| 12-13 | Total International filing fee (I-R) | I | 2871 |
| 12-14 | Fee for priority document | | |
| | Number of priority documents requested | 0 | |
| 12-15 | Fee per document (X) | 0 | |
| 12-16 | Total priority document fee: | P | |
| 12-17 | TOTAL FEES PAYABLE (T+S+I+P) | | 4771 |
| 12-19 | Mode of payment | other - The fees are not being submitted at this time. | |